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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

patent application of:
Mark R. Colgrove

Serial No.: 10/814,562
Filed Date: March 31, 2004
For: SUPPORT APPARATUS

Petition to Revive for Unintentional Delay

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The applicant respectfully petitions the Office to revive the above-identified non-provisional patent application under 37 CFR 1.137(b). The entire delay from the due date of the reply to the Notice to File Corrected Application Papers (08-14-04) until the filing of this Petition has been unintentional. The applicant encloses herewith a check in the amount of \$750.00 for the fee set forth in 37 CFR 1.17(m) (small entity) for this petition. The applicant also encloses the required reply to the Notice to File Corrected Application Papers, namely a new set of drawings submitted to be in compliance with 37 CFR 1.84 and 37 CFR 1.121, along with copies of the Notice of Abandonment and Notice to File Corrected Application Papers. The applicant submits that a terminal disclaimer is not required in this case. Further and favorable action is earnestly solicited.

Respectfully,

Richard Polidi
Attorney for Applicant
Reg. No. 52,128
Date: April 19, 2005

I hereby certify that this correspondence as well as a check in the amount of \$750 for the petition fee; Drawing (16 pages); Notice to File Corrected Application Papers (2 pages); Notice of Abandonment (2 pages) for the patent application having the title Support Apparatus are being deposited with the U.S. Postal Service on April 19, 2005 as first class mail with sufficient postage in an envelope addressed to Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Mark R. Colgrove



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/814,562	03/31/2004	Mark R. Colgrove	

Mark R. Colgrove
 310 Cherry Street
 Oxford, NC 27565



CONFIRMATION NO. 6899

ABANDONMENT/TERMINATION
LETTER

OC000000015456344

Date Mailed: 03/15/2005

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 06/14/2004.

- No reply was received.

If a complete reply to the notice was previously filed by applicant within the time period set forth in the notice, applicant may request for reconsideration of the holding of abandonment within 2 months from the mailing of this notice of abandonment by filing a petition to withdraw the holding of abandonment under 37 CFR 1.181(a). No petition fee is required. The petition must be accompanied by a true copy of the originally filed reply and the item (s) identified in one of the following:

1. A properly itemized date-stamped postcard receipt (see MPEP § 503);
2. If the originally filed reply included a certificate of mailing or transmission in compliance with 37 CFR 1.8(a), a copy of the certificate of mailing or transmission and a statement in compliance with 37 CFR 1.8(b) (see MPEP §§ 512); or
3. If the reply was filed via Express Mail, a submission satisfying the requirements of 37 CFR 1.10(e) including, for example, a copy of the Express Mail mailing label showing the "date-in" (see MPEP § 513).

Any petition to withdraw the holding of abandonment should be directed to OIPE.

If applicant did not previously file a complete reply within the time period set forth in the notice, applicant may file a petition to revive the application under 37 CFR 1.137.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(i); and (4) a terminal disclaimer if required by 37 CFR 1.137(d). See MPEP § 711.03(c) and Form PTO/SB/61.

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d). See MPEP § 711.03(c) and Form PTO/SB/64.